

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

LIBERTY MUTUAL INSURANCE COMPANY,

Plaintiff,

v.

RB PAMPLIN CORPORATION, ROSS ISLAND
SAND & GRAVEL CO., PACIFIC
NORTHWEST AGGREGATES, INC.,
COLUMBIA EMPIRE FARMS, INC., and K.F.
JACOBSEN & CO., INC.,

Defendants.

Case No.: 3:24-cv-01598-AR

ORDER

Adrienne Nelson, District Judge

United States Magistrate Judge Jeff Armistead issued a Findings and Recommendation ("F&R") in this case on February 18, 2025, in which he recommended granting plaintiff's motion for default judgment. The matter is now before this Court pursuant to 28 U.S.C. § 636(b)(1)(B) and Federal Rule of Civil Procedure 72(b).


A district court judge "may accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate judge." 28 U.S.C. § 636(b)(1)(C). If any party files objections to a magistrate judge's proposed findings and recommendations, "the court shall make a de novo determination of those portions of the report[.]" *Id.* No standard of review is prescribed for the portions of the report for which no objections are filed, and no review is required in the absence of objections. *Thomas v. Arn*, 474 U.S. 140, 152-54 (1985). A district court judge is not, however, precluded from *sua sponte* review of other portions of the report, under a *de novo* standard or otherwise. *Id.* at 154. The Advisory Committee notes to Federal Rule of Civil Procedure 72(b) recommend that, when no objection is filed, the recommendations be reviewed for "clear error on the face of the record." Fed. R. Civ. P. 72(b) advisory committee's note to 1983 amendment.

Because no party in this case has made objections, the Court ADOPTS Judge Armistead's

Finding and Recommendation, ECF [30], finding no clear error on the face of the record. Plaintiff Liberty Mutual Insurance Company's Motion for Default Judgment, ECF [26], is GRANTED. Plaintiff is awarded \$15,619.00 in attorney fees and \$796.17 in costs and expenses.

IT IS SO ORDERED.

DATED this 7th day of April, 2025.



Adrienne Nelson
United States District Judge